

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH DAKOTA**

UNITED STATES OF AMERICA

v.

DANIEL C. MOSTELLER, United States  
Marshal for the District of South Dakota,  
STEPHEN HOUGHTALING, Chief Deputy  
United States Marshal for the District of  
South Dakota, and JOHN KILGALLON,  
Chief of Staff for the United States  
Marshals Service,

Defendants.

Case No. 1:21-CR-10023

**NOTICE OF THE UNITED STATES DEPARTMENT OF JUSTICE REGARDING  
DECISION TO DECLINE PROSECUTION**

The United States Attorney's Office for the District of South Dakota having been recused from the investigation and potential prosecution ordered by this Court in its Order of June 15, 2021, this matter has been assigned to the United States Department of Justice, Criminal Division, Public Integrity Section, pursuant to 28 U.S.C. § 515. *See* ECF No. 26. Following careful consideration of the Court's June 15, 2021 Order, the Department of Justice notifies the Court that it respectfully declines to accept this matter for prosecution.

Dated this 17th day of June, 2021.

Respectfully submitted,

NICHOLAS MCQUAID  
ACTING ASSISTANT ATTORNEY GENERAL  
CRIMINAL DIVISION

*Attorney for the United States, Acting Under  
Authority Conferred by 28 U.S.C. § 515*

By: /s/ Celia R. Choy  
Celia R. Choy (*Motion for Admission pending*)  
Trial Attorney  
United States Department of Justice  
Criminal Division  
Public Integrity Section  
1331 F Street NW  
Washington, DC 20004  
Telephone: (202) 875-1557  
Email: [celia.choy@usdoj.gov](mailto:celia.choy@usdoj.gov)